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PTO/SB/51 (10-05)

Approved for use through 04/30/2007. OMB 0651-0033

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REISSUE APPLICATION DECLARATION BY THE INVENTOR

Docket Number (Optional)

106-881

I hereby declare that:

Each inventor's residence, mailing address and citizenship are stated below next to their name.

I believe the inventors named below to be the original and first inventor(s) of the subject matter which is described and claimed in patent number 6,303,882, granted 10/16/2001 and for which a reissue patent is sought on the invention entitled Load Cell Apparatus and Method

the specification of which

☐ Is attached hereto.☒ was filed on 10/14/2003 as reissue application number 10/685,735and was amended on _____
(If applicable)

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

☐ I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b). Attached is form PTO/SB/02B (or equivalent) listing the foreign applications.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

☐ by reason of a defective specification or drawing.☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.☐ by reason of other errors.

At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening: Applicants' respectfully submit that independent claim 1 as originally allowed was too narrow in requiring two of Applicants' compliance assemblies and that independent claim 1 as now presented is allowable for the reason that the prior art does not teach or suggest Applicants' at least one compliance assembly as previously allowed as set forth in dependent claim 2, now cancelled, but the limitations of which are now included in independent claim 1, all as more fully set forth in the Preliminary Amendment and Statement of Support submitted on 10/14/2003.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.175. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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(REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2)

106-881
Docket Number (Optional)

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant.

Note: To appoint a power of attorney, use form PTO/SB/81.

Correspondence Address: Direct all communications about the application to:

☐ The address associated with Customer Number: _____

OR

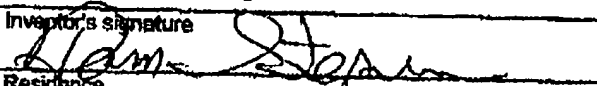
| | | | | |
|---|-----------------------------------|-------|---------------|-----|
| <input checked="" type="checkbox"/> Firm or Individual Name | J. Nevin Shaffer, Jr. | | | |
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WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2036 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2036 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full name of sole or first inventor (given name, family name)
Thomas W. Stephens

| | |
|---|-------------------|
| Inventor's signature  | Date 8-24-2006 |
| Residence Leander, TX | Citizenship US |
| Mailing Address 4300 E. Whitestone Blvd., Leander, TX 78641 | |

Full name of second joint inventor (given name, family name)
Donald R. Zrudsky

| | |
|--|-------------------|
| Inventor's signature (Not available; see attached petition) | Date |
| Residence Liberty Hill, TX | Citizenship US |
| Mailing Address 187 River Road, Liberty Hill, TX 78642 | |

☐ Additional joint inventors or legal representative(s) are named on separately numbered sheets forms PTO/SB/02A or 02LR attached hereto.

(Page 2 of 2)

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PATENT
104-881In Re Reissue Application of:
Thomas W. Stephens et al.

Serial No.: 10/685,735

Filed: October 14, 2003

[US patent No.: 6,303,882

Issued: October 16, 2001]

FOR: LOAD CELL APPARATUS AND METHOD

Examiner: Randy W. Gibson

Confirmation No.: 6726

Group Art Unit: 2841

DECLARATION

As the below named President of Assignee, Amtex Scale & Systems, Inc, I hereby declare that:

1. Subsequent to the assignment of his rights to the above identified invention as recorded at Reel 010620, Frame 0756, the second named inventor, Donald R. Zrudsky and Assignee have had numerous disputes and contentious litigation. Thus, Donald R. Zrudsky is not available to sign the required Reissue Application Declaration.

2 The last known mailing address for Donald R. Zrudsky is:
187 River Road, Liberty Hill, TX 78642.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date

8-24-06


Stephen J. Cochran, President Assignee

Residence: Austin, TX
Citizenship: United States
Post Office Address: P.O. Box 40309